

### Early Journal Content on JSTOR, Free to Anyone in the World

This article is one of nearly 500,000 scholarly works digitized and made freely available to everyone in the world by JSTOR.

Known as the Early Journal Content, this set of works include research articles, news, letters, and other writings published in more than 200 of the oldest leading academic journals. The works date from the mid-seventeenth to the early twentieth centuries.

We encourage people to read and share the Early Journal Content openly and to tell others that this resource exists. People may post this content online or redistribute in any way for non-commercial purposes.

Read more about Early Journal Content at <a href="http://about.jstor.org/participate-jstor/individuals/early-journal-content">http://about.jstor.org/participate-jstor/individuals/early-journal-content</a>.

JSTOR is a digital library of academic journals, books, and primary source objects. JSTOR helps people discover, use, and build upon a wide range of content through a powerful research and teaching platform, and preserves this content for future generations. JSTOR is part of ITHAKA, a not-for-profit organization that also includes Ithaka S+R and Portico. For more information about JSTOR, please contact support@jstor.org.

# MICHIGAN

## REVIEW LAV

CONTENTS

Constitutional Decisions by a Bare Majority of the

Court		•	. Robert Eugene Cushman 7	771
THE STATUTES OF EDWARD I-	Тнеі	R RELA	ATION TO FINANCE AND	
Administration .		•	Nathan Isaacs 8	304
THE TERMINATION OF WAR			John M. Mathews 8	319
THE LEAGUE OF NATIONS AND	THE	Laws	of War 8	335
Note and Comment				349
Public Utility Valuations and Rates Due Process of Law in Procedure Profits from Sale of Capital Assets as In-	849 853	i	Negligence of Driver not Imputed to Guest	858
come: Taxable under Sixteenth Amendment	854		The Newherry Case	860
RECENT IMPORTANT DECISIONS		•	, 8	365
Attorney at Law—Disbarment—Disloyalty Broker—Vendor's Knowledge of His In- strumentality not Necessary Constitutional Law—Impairment of Con- tracts—Arbitration Law Constitutional Law—Monopolies—Baseball Club is not Engaged in "Trade" or "Commerce" Constitutional Law—Rent Regulation	865 866 866		Marriage—Misrepresentation as to Name and Condition Master and Servant—Master's Liability for Wilful Torts of Servant Municipal Corporations—Ordinance Re- garding Dance Music	880 881 882
under Police Power . Constitutional Law—States and Federal	869	-		884 884
Government—Coöperation in War-time Legislation Constitutional Law—Validity of Ordi- nance to Prevent "Scalping" of Theatre	870		Exposure to an Infectious Disease . Public Utilities—Rates—Power to Contract under Grant of Power to Fix	885
Tickets	871		Quasi Contracts—Recovery for Work	886
a Written Contract	873		Specific Performance—Contract for Sale	888
eration for a Contract	874	İ	of Land—Default of Vendee in Making Payments	889
Condition Precedent Easements—Extinguishment by Voluntary Destruction of Servient Tenement .	875 876		not a "Post Office," "Branch Post	890
Easements-Scope of-Rights in Ice on	•			890
Mill-Pond	876	- 1	Trusts-Income for Support-Disposal of	-

877

879

870

896

899

#### UNIVERSITY OF MICHIGAN LAW SCHOOL

ANN ARBOR, MICHIGAN

Copyright, 1921, by The Michigan Law Review Association Entered November 1, 1902, at Ann Arbor, Mich., as Second-Class Matter under Act of Congress, March 3, 1879

\$2.50 per year in advance, eight numbers

Ejectment—Right of Vendee of Executory
Land Contract Entitled to Possession—
Vendor and Purchaser
Elections—Statue Requiring Elector to

Elections—Statue Requiring Elector to State Age Held Valid
Husband and Wife—Estates by Entirety
—Application to Personal Property.

Husband and Wife-Marriage Held to Render Performance of Wife's Contract

Treatise on International Law, A (Roland

Modern Democracies (James Bryce)

for Services Impossible

Book Reviews

R. Foulke)

Foreign Subscriptions, \$3.00

.

-Intent .

Trusts—Income for Support—Disposal of Unexpended Accumulation of Income

Trusts-Resulting Trust in Mortgage Lien

Wills-Construction of Repugnant Clauses

Workmen's Compensation—Injury Arising Out of Employment—Watchman Acci-dentally Shot

Outlines of Historical Jurisprudence (Sir Paul Vinogradoff) Life of John Marshall, The (Albert J. Beveridge)

on Payment to Redeem from Fore-closure

890

89τ

892

893

894

901

903

896

50 cents per number

A. W. EHRMAN JOHN P. TOOLE WM. T. McCONNELL, C. P. A. M. P. ROSENTHALER, C. P. A. (III.)

# A. W. EHRMAN & CO. ADVISORY ACCOUNTANTS

AUDITS, SYSTEM, INCOME TAX SERVICE

DETROIT OFFICE 1814-17 FORD BUILDING Main 1500 GRAND RAPIDS OFFICE 305-306 4TH NATIONAL BANK BLDG. MARTIN DOWD, C. P. A., Mgr. Citizens 64-171



Regular Length, 7 inches
For Sale at your Dealer.

Made in five grades

Conceded to be the Finest Pencil made for general use.

EAGLE PENCIL COMPANY, NEW YORK

## MICHIGAN LAW REVIEW

A PRACTICAL MAGAZINE FOR PRACTISING LAWYERS

Price \$2.50 per year, eight issues, in advance.